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PATENT
Customer No. 22,852
Attorney Docket No. 06028.0036-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
François COTTARD et al.)
)
Application No.: 10/728,888) Group Art Unit: Unassigned
)
Filed: December 8, 2003) Examiner: Unassigned
)
For: COMPOSITION FOR THE)
OXIDATION DYEING OF KERATIN)
FIBERS, COMPRISING AT LEAST)
ONE NON-OXYALKENYLATED FATTY)
ALCOHOL, AT LEAST ONE)
OXIDATION DYE, AT LEAST ONE)
ASSOCIATIVE POLYMER, AND AT)
LEAST ONE AMIDE OF AN)
ALKANOLAMINE AND A C₁₄-C₃₀)
FATTY ACID)

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents on the attached listing. To the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed foreign and non-patent literature documents, including any co-pending applications, are attached. Copies of the U.S. patents and U.S. patent

application publications are not enclosed. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

With respect to the non-English language documents, Applicants submit the following remarks:

DE 23 59 399: This document is believed to be related to U.S. Patent No. Re. 30,199.

DE 38 43 892: This document is believed to be related to U.S. Patent No. 5,061,289.

DE 41 33 957: This document is believed to be related to U.S. Patent No. 5,380,340.

DE 195 43 988: This document is believed to be related to U.S. Patent No. 5,766,576.

EP 0 591 059: This document is believed to be related to U.S. Patent No. 5,534,036.

EP 0 959 090: This document is believed to be related to U.S. Patent Publication No. 2002/0119171 A1.

EP 0 959 091: This document is believed to be related to U.S. Patent Publication No. 2002/0119171 A1.

EP 0 959 094: This document is believed to be related to U.S. Patent No. 6,287,578.

EP 1 142 555: This document is believed to be related to U.S. Patent Publication No. 2001/0023515 and U.S. Patent No. 6,436,151.

EP 1 142 566: This document is believed to be related to U.S. Patent Publication Nos. 2001/0041671; 2004/0106546 and U.S. Patent No. 6,677,304.

FR 1 400 366: This document is believed to be related to Great Britain Patent No. 1,021,400.

FR 1 492 597: This document is believed to be related to U.S. Patent No. 3,472,840.

FR 1 583 363: This document is believed to be related to U.S. Patent No. 3,632,559.

FR 2 077 143: This document is believed to be related to U.S. Patent No. 3,910,862.

FR 2 080 759: This document is believed to be related to U.S. Patent No. 3,912,808.

FR 2 137 684: This document is believed to be related to U.S. Patent No. 3,879,376.

FR 2 162 025: This document is believed to be related to U.S. Patent No. 3,917,817.

FR 2 190 406: This document is believed to be related to Great Britain Patent No. 1 394 353.

FR 2 252 840: This document is believed to be related to U.S. Patent Nos.
4,172,887; 4,189,468; 4,277,581.

FR 2 270 846: This document is believed to be related to U.S. Patent
Nos. 4,217,914; 4,948,579; 5,196,189.

FR 2 280 361: This document is believed to be related to U.S. Patent
No. 4,013,787.

FR 2 316 271: This document is believed to be related to U.S. Patent
No. 4,381,919.

FR 2 320 330: This document is believed to be related to U.S. Patent Nos.
4,075,136; 4,166,894.

FR 2 368 508: This document is believed to be related to U.S. Patent Nos.
4,189,468; 4,277,581.

FR 2 383 660: This document is believed to be related to U.S. Patent
No. 4,240,450.

FR 2 393 573: This document is believed to be related to U.S. Patent
Nos. 4,165,367; 4,223,009.

FR 2 402 446: This document is believed to be related to U.S. Patent
No. 4,357,141.

FR 2 413 907: This document is believed to be related to U.S. Patent
No. 4,349,532.

FR 2 470 596: This document is believed to be related to U.S. Patent Nos. 4,839,166; 4,996,059.

FR 2 505 348: This document is believed to be related to U.S. Patent No. 4,761,273.

FR 2 519 863: This document is believed to be related to U.S. Patent No. 5,089,252.

FR 2 542 997: This document is believed to be related to U.S. Patent No. 4,591,610.

FR 2 598 611: This document is believed to be related to U.S. Patent No. 4,839,166.

FR 2 733 749: This document is believed to be related to U.S. Patent Nos. 6,099,592; 6,338,741; 6,645,258 and U.S. Patent Publications No. 2002/0050013; 2003/0019051.

FRENCH PATENT APPLN. NO. 00 09609: This document is mentioned in the specification on page 24 and is now French Patent No. 2 811 993. It is believed to be related to U.S. Patent Publication Nos. 2003/0124079 and 2004/0141943.

WO 94/08970: This document is believed to be related to U.S. Patent No. 5,534,267.

WO 95/08969: This document is believed to be related to U.S. Patent No. 5,663,366.

WO 96/15765: This document is believed to be related to U.S. Patent
No. 6,284,003.

WO 01/68043: This document is believed to be related to U.S. Patent Application
Publication No. 2003/0093866.

WO 02/38115 A1: This document is believed to be related to U.S. Patent
Application Publication No. 2004/0019981.

WO 02/45651 A2: This document is believed to be related to U.S. Patent
Application Publication No. 2004/0049861.

EP 0 080 976: An English language abstract of this foreign language document
can be found on the title page of this document.

EP 0 884 344: An abstract of the disclosure of this document can be found in the
English language Derwent Abstract submitted herewith.

FR 2 336 434: An English language abstract of this foreign language document
can be found on the title page of this document.

JP 09010659: An English language abstract of this foreign language document
can be found on the title page of this document.

Applicants have enclosed a copy of the priority application's French Search
Report, European Patent Office Search Report and International Search reports for the
Examiner's consideration.

This submission does not represent that a search has been made or that no
better art exists and does not constitute an admission that each or all of the listed


documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: 
Mark D. Sweet
Reg. No. 41,469

Date: September 15, 2005

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

**Complete if Known**

Application Number	10/728,888
Filing Date	December 8, 2003
First Named Inventor	COTTARD
Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	06028.0036-00000

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U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS

Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		2,261,002	10-28-1941	Ritter	
		2,271,378	01-27-1942	Searle	
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		3,206,462	09-14-1965	McCarty	
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		3,874,870	04-1-1975	Green et al.	
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		4,031,307	06-21-1977	DeMartino et al.	
Examiner Signature				Date Considered	

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known	
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				Examiner Name	Unassigned
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U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. ³	Document Number Number-Kind Code ⁴ (if known)	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		4,075,136	02-21-1978	Schaper	
		4,131,576	12-26-1978	Iovine et al.	
		4,157,388	06-05-1979	Christiansen	
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		4,172,887	10-30-1979	Vanlerberghe et al.	
		Re. 30,199	01-29-1980	Rose et al.	
		4,189,468	02-19-1980	Vanlerberghe et al.	
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		5,663,366	09-02-1997	Neunhoeffter et al.	
Examiner Signature				Date Considered	

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
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Examiner Initials	Cite No. ⁵	Document Number Number-Kind Code ⁶ (if known)	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		5,766,576	06-16-1998	Löwe et al.	
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Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

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Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ¹⁰
		Country Code ⁷ Number ⁸ Kind Code ⁹ (if known)				
		DE 23 59 399	06-12-1975	Rose et al.		
		DE 38 43 892 A1	06-28-1990	Clausen et al.		
		DE 41 33 957 A1	04-15-1993	Neunhoeffler et al.		
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		EP 0 080 976	06-08-1983	Moldovanyi et al.		Abstract
		EP 0 122 324	10-24-1984	Desai		
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Examiner Signature			Date Considered			

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
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				Examiner Name	Unassigned
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		Country Code ¹¹ Number ¹² Kind Code ¹³ (if known)				
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		FR 2 080 759	11-19-1971	Sokol		
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		FR 2 162 025	07-13-1973	Vanlerberghe et al.		
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		FR 2 368 508	05-19-1978	Vanlerberghe et al.		
		FR 2 383 660	10-13-1978	Grollier et al.		
		FR 2 393 573	01-05-1979	Chakrabarti		
		FR 2 402 446	04-06-1979	Grollier et al.		
		FR 2 413 907	08-03-1979	Vanlerberghe et al.		
Examiner Signature					Date Considered	

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Sheet	5	of	5	Attorney Docket Number	06028.0036-00000

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		Country Code ¹⁵ Number ¹⁶ Kind Code ¹⁷ (if known)				
		FR 2 470 596	06-12-1981	Grollier et al.		
		FR 2 505 348	11-12-1982	Grollier et al.		
		FR 2 519 863	07-22-1983	Grollier et al.		
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		GB 1 153 196	05-29-1696			
		GB 1 394 353	05-14-1975	Gillette Co.		
		JP 09010659 A	01-14-1997	Kobayashi et al.		Abstract
		WO 94/08969	04-28-1994	Neunhoeffter et al.		
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		WO 96/15765	05-30-1996	Rose et al.		
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		WO 97/24106	07-10-1997	Dias et al.		
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		WO 98/44012	10-08-1998	Melby et al.		
		WO 99/36047 A2	07-22-1999	Casperson et al.		
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		WO 02/38115 A1	05-16-2002	Cottard et al.		
		WO 02/45651 A2	06-13-2002	Cottard et al.		
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.				Translation ⁶
		M.R. PORTER, "Handbook of Surfactants," published by Blackie & Son, 1991, pp. 116-178.				
		G. FONNUM, et al. "Associative Thickeners, Part I: Synthesis, rheology and aggregation behavior," Colloid Polym. Sci. 271 pp. 380-389 (1993).				
		French Search Report dated August 26, 2003.				
		European Patent Office Search Report dated May 24, 2004.				
		International Search Report dated May 20, 1999.				
		International Search Report dated March 26, 2002.				
Examiner Signature					Date Considered	